

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

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4 SCOTT BEDARD,

5 Plaintiff,

Case No. 3:18-CV-0218-MMD-CLB

**ORDER LIFTING STAY**

6 v.

7 NEVADA DEPARTMENT OF  
8 CORRECTIONS, *et al.*,

9 Defendants.

10  
11 This action began with a pro se civil rights complaint filed pursuant to 42 U.S.C. §  
12 1983 by a state prisoner. The Court entered a screening order on June 3, 2019. (ECF No.  
13 4). The Court then consolidated this case with other cases involving the treatment of HCV  
14 for the purposes of discovery. (ECF No. 11). Thereafter, an inmate mediation was held in  
15 this individual case on May 25, 2021. (ECF No. 23). A settlement was not reached. (*Id.*)  
16 Therefore,

17 1. The Clerk of the Court shall electronically **SERVE** a copy of this order and a  
18 copy of Plaintiff's complaint (ECF No. 5) on the Office of the Attorney General of the State  
19 of Nevada by adding the Attorney General of the State of Nevada to the docket sheet.  
20 This does not indicate acceptance of service.

21 2. Service must be perfected within ninety (90) days from the date of this order  
22 pursuant to Fed. R. Civ. P. 4(m).

23 3. Subject to the findings of the screening order, (ECF No. 4), within 21 days of the  
24 date of entry of this order, the Attorney General's Office shall file a notice advising the  
25 Court and Plaintiff of: (a) the names of the defendants for whom it accepts service; (b) the  
26 names of the defendants for whom it does not accept service, and (c) the names of the  
27 defendants for whom it is filing the last-known-address information under seal. As to any  
28 of the named defendants for whom the Attorney General's Office cannot accept service,

1 the Office shall file, under seal, but shall not serve the inmate Plaintiff the last known  
2 address(es) of those defendant(s) for whom it has such information. If the last known  
3 address of the defendant(s) is a post office box, the Attorney General's Office shall  
4 attempt to obtain and provide the last known physical address(es).

5 4. If service cannot be accepted for any of the named defendant(s), Plaintiff shall  
6 file a motion identifying the unserved defendant(s), requesting issuance of a summons,  
7 and specifying a full name and address for the defendant(s). For the defendant(s) as to  
8 which the Attorney General has not provided last-known-address information, Plaintiff  
9 shall provide the full name and address for the defendant(s).

10 5. If the Attorney General accepts service of process for any named defendant(s),  
11 such defendant(s) shall file and serve an answer or other response to the complaint, (ECF  
12 No. 5), within 60 days from the date of this order.

13 6. Plaintiff shall serve upon defendant(s) or, if an appearance has been entered  
14 by counsel, upon their attorney(s), a copy of every pleading, motion or other document  
15 submitted for consideration by the Court. If Plaintiff electronically files a document with  
16 the Court's electronic-filing system, no certificate of service is required. Fed. R. Civ. P.  
17 5(d)(1)(B); Nev. Loc. R. IC 4-1(b); Nev. Loc. R. 5-1. However, if Plaintiff mails the  
18 document to the Court, Plaintiff shall include with the original document submitted for  
19 filing a certificate stating the date that a true and correct copy of the document was mailed  
20 to the defendants or counsel for the defendants. If counsel has entered a notice of  
21 appearance, Plaintiff shall direct service to the individual attorney named in the notice of  
22 appearance, at the physical or electronic address stated therein. The Court may  
23 disregard any document received by a district judge or magistrate judge which has not  
24 been filed with the Clerk, and any document received by a district judge, magistrate  
25 judge, or the Clerk which fails to include a certificate showing proper service when  
26 required.

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7. This case is no longer stayed

**DATED:** July 16, 2021.

  

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**UNITED STATES MAGISTRATE JUDGE**